

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA  
SOUTHERN DIVISION**

CENTER FOR BIOLOGICAL DIVERSITY, )

Plaintiff, )

vs. )

UNITED STATES BUREAU OF LAND )  
MANAGEMENT, *et al.*, )

Defendants, )

and )

SOUTHERN NEVADA WATER )  
AUTHORITY, )

Defendant-Intervenor. )

WHITE PINE COUNTY, *et al.*, )

Plaintiffs, )

vs. )

UNITED STATES BUREAU OF LAND )  
MANAGEMENT, *et al.*, )

Defendants, )

and )

SOUTHERN NEVADA WATER )  
AUTHORITY, )

Defendant-Intervenor. )

Case No. 2:14-cv-00226-APG-VCF

**CORRECTED STIPULATION TO  
EXTEND BRIEFING SCHEDULE**

**(First Request)**

**ORDER**

Case No. 2:14-cv-00228-APG-VCF  
(Consolidated)

In a June 4, 2015 Order (ECF No. 74), the Court approved the Parties' Stipulation Regarding Briefing Schedule (ECF No. 73), which set forth a schedule for the filing of any motions concerning the Administrative Record and for summary judgment briefing. That stipulation and briefing schedule followed the modification of the original case management

CORRECTED STIPULATION TO EXTEND BRIEFING SCHEDULE

1 schedule as a result of issues relating to completion of the administrative record (*See* ECF Nos.  
 2 54, 64 and 71). No motion has been filed concerning the Administrative Record. However, due  
 3 to unanticipated developments in other cases and health problems that have arisen over the past  
 4 two months, counsel for Plaintiffs White Pine County, et al., requested, and the other parties  
 5 have agreed to, a revised briefing schedule for summary judgment briefing.

6 Now, subject to the Court's approval, the parties stipulate to the following deadlines  
 7 applicable to both of the consolidated cases:

- 8 1. Deadline for each set of Plaintiffs to file summary judgment motions and  
 9 supporting opening briefs (Plaintiff in the *Center for Biological Diversity* case  
 10 will be limited to 40 pages, and Plaintiffs in the *White Pine County* case will be  
 11 limited collectively to 60 pages): October 30, 2015
- 12 2. Deadline for Federal Defendants to file summary judgment motions and  
 13 combined briefs supporting their summary judgment motions and responding to  
 14 each of Plaintiffs' motions (Federal Defendants' combined brief in the *Center for*  
 15 *Biological Diversity* case will be limited to 40 pages, and Federal Defendants'  
 16 combined brief in the *White Pine County* case will be limited to 60 pages):  
 17 January 15, 2016
- 18 3. Deadline for Defendant-Intervenor to file summary judgment motions and  
 19 combined briefs supporting its summary judgment motions and responding to  
 20 each of Plaintiffs' motions (Defendant-Intervenor's combined brief in the *Center*  
 21 *for Biological Diversity* case will be limited to 40 pages, and Defendant-  
 22 Intervenor's combined brief in the *White Pine County* case will be limited to 60  
 23 pages): January 27, 2016

- 1 4. Deadline for each set of Plaintiffs to file their combined response and reply briefs  
2 (Plaintiff in the *Center for Biological Diversity* case will be limited to 40 pages,  
3 and Plaintiffs in the *White Pine County* case will be limited collectively to 60  
4 pages): March 16, 2016
- 5 5. Deadline for the Federal Defendants to file their reply briefs to each of the  
6 Plaintiffs' combined response and reply briefs (Federal Defendants' replies will  
7 be limited to 30 pages in the *Center for Biological Diversity* case and 45 pages in  
8 the *White Pine County* case): May 4, 2016
- 9 6. Deadline for Defendant-Intervenor to file its reply briefs to each of the Plaintiffs'  
10 combined response and reply briefs (Defendant-Intervenor's replies will be  
11 limited to 30 pages in the *Center for Biological Diversity* case and 45 pages in the  
12 *White Pine County* case): May 11, 2016.  
13  
14

15 Counsel for the parties have authorized Plaintiffs White Pine County's counsel to file this  
16 stipulation on behalf of all the parties.

17 Respectfully submitted on August 26, 2015.

18  
19  
20  
21 **SO ORDERED.**

22 Dated: August 27, 2015.

23   
24

25 UNITED STATES DISTRICT JUDGE

/s/ Simeon Herskovits  
Simeon Herskovits, Nevada Bar No. 11155  
ADVOCATES FOR COMMUNITY  
AND ENVIRONMENT  
P.O. Box 1075  
El Prado, New Mexico 87529  
Phone: (575) 758-7202  
Fax: (575) 758-7203  
simeon@communityandenvironment.net

Kelly C. Brown, Nevada Bar No. 5591  
1032 75th St. E.  
Ely, Nevada 89301  
Phone: (702) 218-9921  
kbrown@kbnvlaw.com

26  
27  
28 CORRECTED STIPULATION TO EXTEND BRIEFING SCHEDULE

1 Paul Echo Hawk, *pro hac vice*  
2 Echo Hawk Law Office  
3 P.O. Box 4166  
4 Pocatello, Idaho 83205  
5 208-705-9503  
6 Fax: 208-904-3878  
7 Email: paulechohawk@gmail.com

8 *Attorneys for Plaintiffs White Pine County, Nevada;*  
9 *Great Basin Water Network; Central Nevada*  
10 *Regional Water Authority; Sierra Club;; Ely*  
11 *Shoshone Tribe; Duckwater Shoshone Tribe; Baker,*  
12 *Nevada, Water & Sewer General Improvement*  
13 *District; Utah Physicians for a Healthy*  
14 *Environment; Utah Rivers Council; Utah Audubon*  
15 *Council; and League of Woman Voters of Salt Lake,*  
16 *Utah*

17 /s/ Marc Fink  
18 Marc Fink (MN Bar No. 343407)  
19 Center for Biological Diversity  
20 209 East 7th Street  
21 Duluth, Minnesota 55805  
22 Tel: 218-464-0539  
23 mfink@biologicaldiversity.org

24 Julie Cavanaugh-Bill (NV Bar No. 11533)  
25 Cavanaugh-Bill Law Offices, LLC  
26 Henderson Bank Building  
27 401 Railroad Street, Suite 307  
28 Elko, Nevada 89801  
Tel: 775-753-4357  
julie@cblawoffices.org

*Attorneys for Plaintiff Center for Biological  
Diversity*

22 /s/ Rovianne A. Leigh  
23 Rovianne A. Leigh, *pro hac vice*  
24 Curtis G. Berkey, *pro hac vice*  
25 Scott W. Williams, *pro hac vice*  
26 Berkey Williams LLP  
27 2030 Addison Street, Suite 410  
28 Berkeley, California 94704  
Telephone: (510) 548-7070  
Facsimile: (510) 548-7080  
cberkey@berkeywilliams.com  
swilliams@berkeywilliams.com

CORRECTED STIPULATION TO EXTEND BRIEFING SCHEDULE



1 rleigh@berkeywilliams.com

2 Paul Echo Hawk, *pro hac vice*  
3 Echo Hawk Law Office  
4 P.O. Box 4166  
5 Pocatello, Idaho 83205  
6 208-705-9503  
7 Fax: 208-904-3878  
8 Email: paulechohawk@gmail.com

9 Julie Cavanaugh-Bill (NV Bar No. 11533)  
10 Cavanaugh-Bill Law Offices, LLC  
11 Henderson Bank Building  
12 401 Railroad Street, Suite 307  
13 Elko, Nevada 89801  
14 Tel: 775-753-4357  
15 julie@cblawoffices.org

16 *Attorneys for Plaintiffs Confederated Tribes of the*  
17 *Goshute Reservation*

18 DANIEL G. BOGDEN  
19 United States Attorney  
20 District of Nevada  
21 BLAINE T. WELSH  
22 Assistant United States Attorney  
23 Nevada State Bar No. 4790  
24 333 Las Vegas Boulevard South, Suite 5000  
25 Las Vegas, Nevada 89101  
26 Telephone: 702-388-6336  
27 Facsimile: 702-388-6787  
28 Email: blaine.welsh@usdoj.gov

JOHN C. CRUDEN  
Assistant Attorney General  
Environment and Natural Resources Division

Luther L. Hajek  
LUTHER L. HAJEK, *pro hac vice*  
Trial Attorney, Natural Resources Section  
United States Department of Justice  
Environment and Natural Resources Div.  
999 18th St., South Terrace, Suite 370  
Denver, CO 80202  
Telephone: 303-844-1376  
Facsimile: 303-844-1350  
Email: luke.hajek@usdoj.gov

1  
2 MAUREEN RUDOLPH, *pro hac vice*  
3 Trial Attorney, Natural Resources Section  
4 United States Department of Justice  
5 Environment and Natural Resources Div.  
6 601 D St., NW  
7 Washington, DC 20004  
8 Telephone: (202) 305-0479  
9 Facsimile: (202) 305-0274  
10 Email: maureen.rudolph@usdoj.gov

11 *Attorneys for Defendants United States Bureau of*  
12 *Land Management and United States Department of*  
13 *Interior*

14 Gregory J. Walch (Nev. Bar No. 4780)  
15 Dana R. Walsh (Nev. Bar No. 10228)  
16 Southern Nevada Water Authority  
17 1001 South Valley View Blvd. (MS #480)  
18 Las Vegas, Nevada 89153  
19 Tel.: (702) 258-7166  
20 Fax: (702) 875-7002  
21 greg.walch@lvvwd.com  
22 dana.walsh@lvvwd.com

23 Murray D. Feldman (Idaho Bar. No. 4097)  
24 Holland & Hart LLP  
25 800 W. Main Street, Ste. 1750  
26 Boise, Idaho 83702  
27 Tel.: (208) 342-5000  
28 Fax: (208) 343-8869  
mfeldman@hollandhart.com  
*Admitted pro hac vice*

Hadassah M. Reimer  
Hadassah M. Reimer (Wyo. Bar No. 6-3825)  
Holland & Hart LLP  
25 S. Willow St., Ste. 200  
PO Box 3099  
Jackson, WY 83001  
Tel.: (307) 734-4517  
Fax: (307) 739-9744  
hmreimer@hollandhart.com  
*Admitted pro hac vice*

*Attorneys for Defendant-Intervenor*  
*Southern Nevada Water Authority*